

**Town of Lamoine**  
**Application for Variance or**  
**Appeal to the Board of Appeals**

Name of Appellant TINA WEAVER

Mailing Address 46 BEAR POINT WAY

City or Town LAMOINE

Telephone (Home) 664-7461 (Work) \_\_\_\_\_ (cell) 812-0783

Name(s) of Property Owner PETER and TINA WEAVER

The undersigned requests that the Board of Appeals consider one of the following:

☒ **1. An Administrative Appeal.** Relief from the decision, or lack of decision, of the Code Enforcement Officer or Planning Board in regard to an application for a permit. The undersigned believes that (check one):

\_\_\_\_\_ an error was made in the denial of the permit

\_\_\_\_\_ the denial of the permit was based on a misinterpretation of the ordinance

\_\_\_\_\_ there has been a failure to approve or deny the permit within a reasonable period of time

☒ other request to allow certificate of occupancy

granted prior to 3-31-10 with provision that exterior finish (cedar shingles) will be applied this spring 2010. Financial hardship currently limiting purchase of shingles and current rental home in Lamoine occupancy will be terminated 4-1-10. CEO has reviewed structure and construction 3-18-10; all provisions for safe health conditions in place.

Please explain in more detail the fact surrounding this appeal (please attach a separate piece of paper). You should be as specific as possible so that the Board of Appeals can give full consideration to your case.

\_\_\_\_\_ **2. A Variance.**

a. Nature of Variance: Describe generally the nature of the variance.

In addition, a sketch plan of the property must accompany this application showing dimensions and shape of the lot, the size and locations of existing buildings, the locations

Please refer to application building permit on file. and has given us guidelines error tw.


and dimensions of proposed buildings, or alterations, and any natural or topographic peculiarities of the lot in question.

- b. Justification of Variance: In order for a variance to be granted, the appellant must demonstrate to the Board of Appeals that the strict application of the terms of the zoning ordinance would cause undue hardship. There are four criteria which must be met before the BOA can find that a hardship exists. Please explain how your situation meets each of these criteria listed below:

1. The land in question cannot yield a reasonable return unless the variance is granted.
2. The need for a variance is due to the unique circumstances of the property and not to the general conditions of the neighborhood.
3. The granting of a variance will not alter the essential character of the locality.
4. The hardship is not the result of action taken by the appellant or a prior owner.

I certify that the information contained in this application and its supplement is true and correct.

Date: 3-18-10

  
\_\_\_\_\_  
(Appellant's Signature)

Note to Appellant: This form should be returned to the Chairman of the Board of Appeals. You will be notified of the date, time and location of the hearing on your appeal.